

12/29/00
JCS79 U.S. PTO

01-02-07



Docket No. 1232-4393US1
Express Mail No. EF 099 149 535US

27123
PATENT TRADEMARK OFFICE

AFFIX CUSTOMER NO. LABEL ABOVE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY APPLICATION AND FEE TRANSMITTAL (1.53(b))

COMMISSIONER FOR PATENTS
BOX PATENT APPLICATION
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s) names and addresses:

(1) Shigeru MIZOGUCHI, Kanagawa-ken, Japan
(2) Koji FUKUNAGA, Tokyo, Japan
(3) Kenji MAEDA, Kanagawa-ken, Japan
(4) Kiyoshi KATANO, Chiba-ken, Japan
(5) Takahiro ONSEN, Kanagawa-ken, Japan
(6) Makoto KOBAYASHI, Kanagawa-ken, Japan
(7) Jin SUNATA, Kanagawa-ken, Japan

Additional inventors are listed on a separate sheet

For: IMAGE READING DEVICE, IMAGE READING APPARATUS, AND METHOD THEREFOR

Enclosed Are:

50 page(s) of specification
1 page(s) of Abstract
23 page(s) of claims
34 sheets of Formal Informal drawings

7 page(s) of Declaration and Power of Attorney

Unsigned
 Newly Executed
 Copy from prior application
 Deletion of inventors including Signed Statement under 37 C.F.R. §1.63(d)(2)

REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i) (form PTO/SB/35)

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).

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09/751826
12/29/00

Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the combined Declaration and Power of Attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.

Deletion of Inventors (37 C.F.R. §1.63(d) and §1.33(b)

Signed statement attached deleting inventor(s) named in the prior application serial no. , filed .

Microfiche Computer Program (Appendix)

page(s) of Sequence Listing
 computer readable disk containing Sequence Listing
 Statement under 37 C.F.R. §1.821(f) that computer and paper copies of the Sequence Listing are the same

Assignment Papers (assignment cover sheet and assignment documents)

A check in the amount of \$40.00 for recording the Assignment
 Charge the Assignment Recordation Fee to Deposit Account No. 13-4503,
Order No. _____
 Assignment Papers filed in the parent application Serial No. 08/975,848

Certification of chain of title pursuant to 37 C.F.R. §3.73(b)

Priority is claimed under 35 U.S.C. §119 for:
Application No(s). 8-313712; 8-343554; 8-343555; 8-343556, filed 11/25/96; 12/24/96; 12/24/96; and 12/24/96, respectively, in Japan (country).

Certified Copy of Priority Document(s) []
 filed herewith
 filed in application Serial No. 08/975,848 filed November 21, 1997

English translation document(s) []
 filed herewith
 filed in application Serial No. _____, filed _____.

Priority is claimed under 35 U.S.C. §119(e) for:
Provisional Application No. _____, filed _____.

Information Disclosure Statement

Copy of [3] cited references
 PTO Form-1449
 References cited in parent application Serial No. 08/975,848, filed November 21, 1997

Related Case Statement under 37 C.F.R. §1.198(a)(2)(iii)

A copy of related pending U.S. Application(s) Serial No(s): , filed , respectively, is attached hereto.
 A copy of related pending U.S. Application(s) entitled, , filed to inventor(s) , respectively, is attached hereto.
 A copy of each related application(s) was submitted in parent application serial no. , filed .

RECEIVED
DECEMBER 2000

Preliminary Amendment

Return receipt postcard (MPEP 503)

This is a continuation divisional continuation-in-part of prior application serial no. 08/975,848, filed November 21, 1997 to which priority under 35 U.S.C. §120 is claimed.

Cancel in this application original claims 1-39, 45-48, 50 and 52-59 of the parent application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

A Preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number following the highest numbered original claim in the prior application).

The status of the parent application is as follows:

A Petition for Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until ____.

A copy of the Petition for Extension of Time in the co-pending parent application is attached.

No Petition for Extension of Time and Fee therefor are necessary in the co-pending parent application.

Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.

Transfer the drawing(s) from the parent application to this application

Amend the specification by inserting before the first line the sentence:
This is a continuation of co-pending application Serial No. _____, filed _____.

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$710.00
Total Claims	19- 20 =	1x	\$18.00	\$ 0
Independent Claims	8- 3 =	5x	\$80.00	\$400.00
<input type="checkbox"/> Multiple Dependent Claims	If marked, add fee of \$270.00			\$
TOTAL:				\$1,110.00

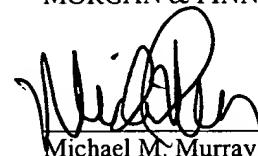
Small entity status is hereby claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$_____.

A check in the amount of \$1,110.00 in payment of the application filing fees is attached.

Charge fee to Deposit Account No. 13-4500 Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency with the parent application, or credit any overpayment to Deposit Account No. 13-4500 Order No. 1232-4393US1. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.



By:

Michael M. Murray
Registration No. 32537
(212) 758-4800 Telephone
(212) 751-6849 Facsimile

Dated: December 29, 2000

CORRESPONDENCE ADDRESS:

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, NY 10154

DO NOT FILE THIS DOCUMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Shigeru MIZOGUCHI et al.
Serial No. : TBA (Divisional of S.N. 08/975,848) Group Art Unit: TBA
Filed : December 29, 2000 (Herewith) Examiner: TBA
For : IMAGE READING DEVICE, IMAGE READING APPARATUS, AND METHOD
THEREFOR

EXPRESS MAIL CERTIFICATE

Express Mail Label No. EF 099 149 535US

Date of Deposit December 29, 2000

I hereby certify that the following attached paper(s) and/or fee

Utility Application and Application Fee Transmittal; 50 pgs. of Specification; 1 pg. Abstract, 23 pg. claims, 34 sheets of drawings (Figs. 1-33); copy of 7 pg. Executed Declaration from parent application; Check for \$1,110.00; Information Disclosure Statement; Form PTO 1449; Copy of 3 cited references; and return receipt postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Box New Application, Washington, D.C. 20231.

Sandina M. Marino
Typed or printed name of person
mailing paper(s) and/or fee)


(Signature of person mailing
paper(s) and/or fee)

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